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Facsimile Cover Sheet

urgent **return reply requested** **original will be sent as confirmation**

DATE: January 10, 2002 **FAX NO.:** 703 308-4242**PAGES:** 4 (including this cover sheet)**TO:** U.S. Patent and Trademark Office**ATTN:** Examiner Foley**FROM:** Peter A. Jackman, Esquire *PAJ***RE:** U.S. Application No. 09/688,371; Filed: October 12, 2000For: Recombinant, Replication Defective CELO Virus and CELO
Virus DNAInventors: Cotten *et al.***OUR REF:** 0652.2150001/EKS/PAJ

MESSAGE

Further to our telephone conversation today, attached please find a copy of the Preliminary Amendment filed January 18, 2001.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

COTTEN *et al.*

Appl. No. 09/688,371

Filed: October 12, 2000

For: Recombinant, Replication Defective
CELO Virus and CELO Virus
DNA

Art Unit: 1646

Examiner: To Be Assigned

Atty. Docket: 0652.2150001/EKS/PAJ

Preliminary Amendment

Commissioner for Patents
Washington, D.C. 20231

Sir:

In advance of prosecution, please amend the application as follows:

In the Claims:

Please amend the claims as follows:

29. (Once amended) The method of claim 26, wherein the host cell is infected

B with a CELO virus into whose genome an hsp40 expression cassette encoding hsp40 or another
protein upregulated by Gam1 has been inserted.

Remarks

Applicants have amended claim 29 to further clarify the expression cassette which is inserted into the CELO virus. This amendment does not narrow the scope of the claim, in that the embodiments intended by Applicants to be included within the scope of claim 29 as filed